

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2012-093498

12/11/2013

HONORABLE PAUL J. MCMURDIE

CLERK OF THE COURT  
L. Mitchell  
Deputy

IN RE THE MARRIAGE OF  
CHRISTOPHER S DILLARD

CHRISTOPHER S DILLARD  
3577 S HALSTED CT  
CHANDLER AZ 85286

AND

SHANNON P DILLARD

GREGORY A RIEBESEHL

MINUTE ENTRY

Courtroom 405 - SEA

9:11 a.m. This is the time set for Return Hearing on Respondent's Petition to Clarify and/or Modify Parenting Time, filed on October 31, 2013. Petitioner/Father, Christopher Dillard, is present on his own behalf. Respondent/Mother, Shannon Dillard, is present and represented by counsel, Gregory Riebesehl.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Discussion is held. Mother has moved back from Alaska and has had no parenting time since August of this year.

**IT IS ORDERED** setting **Evidentiary Hearing** to the Court on **January 9, 2014 at 3:00**

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**p.m.** (time allotted: 2 hours) before the Honorable Paul J. McMurdie at:

Maricopa County Superior Court  
Southeast Judicial District  
Courtroom 405  
222 E. Javelina Avenue  
Mesa, AZ 85210

Each party will be allowed one-half of the available time to present all direct, cross, redirect examination and any argument. The parties are expected to complete the trial in the allotted time, and the time will not be extended absent a motion granted by the Court and filed at least thirty (30) days prior to trial setting forth good cause to extend the time and specifically including a list of each and every witness who will testify and an estimate of time and subject matter of the expected testimony for each witness.

**IT IS FURTHER ORDERED** that the parties shall file and provide this Division with a copy of a Joint Pre-hearing Statement pursuant to Rule 76, Arizona Rules of Family Law Procedure, no later than January 2, 2014.

**IT IS FURTHER ORDERED** that the Joint Pre-hearing Statement shall include the following attachments:

1. A current Affidavit of Financial Circumstances.
2. A current Parent's Worksheet for Child Support Amount completed by each party pursuant to the Statewide Child Support Guidelines.
3. If there are disputed custody, access or visitation issues, a specific proposal for custody and visitation by each party.

**IT IS FURTHER ORDERED** that the parties shall indicate in the Joint Pre-hearing Statement which exhibits they have agreed will be admissible at hearing as well as any specific objections that will be made to any exhibit if offered at hearing which is not agreed to be admitted. Reserving all objections to the time of hearing will not be permitted. At the time of hearing all exhibits that the parties have agreed will be admitted and all exhibits for which no specific objection is stated in the Joint Pre-hearing Statement shall be summarily admitted.

**IT IS FURTHER ORDERED** that the failure of counsel or any party to appear at the time of hearing, or to timely present the Joint Pre-hearing Statement in proper form, including

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each and every attachment required, shall, in the absence of good cause shown, result in the imposition of any and all available sanctions pursuant to Rule 71, Arizona Rules of Family Law Procedure and Local Rules 6.2(e) and 6.9(k), including proceeding to hear this matter by default based upon the evidence presented by the appearing party.

**IT IS FURTHER ORDERED** any evidence intended to be submitted as exhibits at the time of the Evidentiary Hearing must be brought to this Court's Clerk in Courtroom 405 **no later than 12:00 p.m. on January 2, 2014 with a coversheet listing the description of the exhibits.** All exhibits must be hand-delivered to Courtroom 405 and must have **COLORED** paper separating the exhibits. Any exhibits submitted shall be copied to the opposing party at that same time. The parties shall coordinate their exhibits so that each party does not present duplicate exhibits of the other party. In addition, at the time of the commencement of the hearing, **each party shall provide an extra copy of the exhibits for use by the Court during the hearing. This extra set of exhibits shall be noted to be the "Bench Copy".**

**NOTE:** If either party intends to offer as evidence the digital or electronic recording from a prior court proceeding, the party shall also provide to the Court a certified transcript of the recording, which shall be marked as an exhibit. The party seeking to offer the recording as evidence shall bear the cost for preparation of the transcription. If either party intends to offer documents as evidence that are in a language other than English, the Court shall be provided with an official certified translation of the documents.

You may request conclusions of fact and law on the following issues, if they are contested: the issues of child custody, relocation requests, spousal maintenance, community property, community debt, and child support. To request conclusions of fact and law, you must file a written request with the Court before the trial or the evidentiary hearing. If you make a written request before the trial or evidentiary hearing, the Court will make conclusions of fact and law as part of the final decision.

If any party asks the Court to make findings of fact and law on any issue, each party must file written proposed findings of fact and law on those issues. The proposed findings also must be submitted in an electronic form that is editable, preferably Microsoft Word. The proposed findings must be submitted with the Pretrial Statement.

Counsel and the parties are reminded of their obligation to give prompt notice of any settlement to the Court as required by Rule 70, Arizona Rules of Family Law Procedure.

**IT IS ORDERED** with regard to discovery and disclosure requirements:

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1. Both parties shall exchange updated disclosure statements required by Rules 49 and 50, Arizona Rules of Family Law Procedure, including an exchange of all relevant information, documents and exhibits on or before January 2, 2014.
2. All depositions and discovery contemplated by Rules 49 through 65, Arizona Rules of Family Law Procedure, shall be completed and any motions regarding discovery shall be filed no later than January 2, 2014.
3. Counsel and both parties shall confer on or before January 2, 2014 to conduct settlement discussions, exchange all exhibits, and discuss the resolution and narrowing of all procedural and substantive issues in this case.
4. The parties shall promptly comply with all requests for relevant information in this case. In this regard, the parties shall sign all necessary consents and releases reasonably required to obtain any relevant documents or records from any financial institution/company or business/medical or health care provider/employer possessing any relevant information.

**LET THE RECORD REFLECT** that the courtroom clerk has updated Mother's address in iCIS as reflected on the *Updated Address Information* form filed this date.

9:16 a.m. Matter concludes.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.